

UTILITIES SERVICE BOARD MEETING
January 13, 2003

UTILITIES SERVICE BOARD MEETINGS ARE RECORDED ELECTRONICALLY OR STENOGRAPHICALLY AND ARE AVAILABLE DURING REGULAR BUSINESS HOURS IN THE OFFICE OF THE DIRECTOR OF UTILITIES.

Board President Swafford called the regular meeting of the Utilities Service Board to order at 5:01 p.m.

Board members present: Tom Swafford, Jeff Ehman, Jeff White, Sam Vaught, Frana Powell, Dick Eherenman, and ex-officio representative Chris Gaal. Staff members present: Mike Phillips, Mike Bengtson, Margaret Dalle-Ave, John Langley, Vickie Renfrow, Tom Staley, John Trotter, Mike Hicks, and Nathan Schulte. Also present: Gary Kent and Mark Brennan.

ROLL CALL:

6 members present.

Board President Swafford welcomed Chris Gaal who is temporarily representing the City of Bloomington Common Council as ex-officio member on the Utilities Service Board.

ELECTION OF OFFICERS FOR 2003:

Board member Vaught explained that the Administrative Subcommittee met and voted to nominate the following people for officers for 2003: President – Tom Swafford and Vice President – Jeff Ehman. Since no further nominations were forthcoming, the following motion was presented.

VAUGHT MOVED AND WHITE SECONDED THE MOTION TO ELECT THE FOLLOWING OFFICERS FOR 2003: PRESIDENT – TOM SWAFFORD AND VICE PRESIDENT – JEFF EHMAN. MOTION CARRIED. 6 AYES. 1 MEMBER ABSENT (HENKE).

MINUTES:

Board member Vaught requested that the following changes be made in the minutes of the December 30, 2002, meeting:

Page 1, 3rd paragraph – add Sam Vaught to the list of Board members present and delete the second sentence starting with the words: Staff members present. This sentence is a duplicate and contains the name of Board members not staff members. The requested changes were made by the Secretary.

VAUGHT MOVED AND EHMAN SECONDED THE MOTION TO APPROVE THE MINUTES OF THE DECEMBER 16, 2002, MEETING AS PRESENTED AND THE MINUTES OF THE DECEMBER 30, 2002, MEETING AS AMENDED. MOTION CARRIED. 6 AYES. 1 MEMBER ABSENT (HENKE).

CLAIMS:

VAUGHT MOVED AND EHMAN SECONDED THE MOTION TO APPROVE THE GENERAL CLAIMS AS FOLLOWS:

CLAIMS 0390045 THROUGH 0390080 INCLUDING \$89,371.48 FROM THE WATER OPERATIONS & MAINTENANCE FUND AND \$1,150.00 FROM THE WATER SINKING FUND FOR A TOTAL OF \$90,521.48 FROM THE WATER UTILITY; CLAIMS 0330038 THROUGH 0330056 INCLUDING \$41,054.54 FROM THE WASTEWATER OPERATIONS & MAINTENANCE FUND FOR A TOTAL OF \$41,054.54 FROM THE WASTEWATER UTILITY; CLAIM 0370000 INCLUDING \$1,612.80 FROM THE WASTEWATER/STORMWATER FUND FOR A TOTAL OF \$1,612.80 FROM THE WASTEWATER/STORMWATER UTILITY. TOTAL CLAIMS APPROVED – \$133,188.82. MOTION CARRIED. 6 AYES. 1 MEMBER ABSENT (HENKE).

FUNDING REQUESTS:

S03-4700 - (2) Drying beds #16 and #17 (Dillman Road Wastewater Treatment Plant) – Estimated cost - \$60,000.00

WHITE MOVED AND VAUGHT SECONDED THE MOTION TO APPROVE FUNDING REQUEST S03-4700 – (2) DRYING BEDS #16 AND #17 (DILLMAN ROAD WASTEWATER TREATMENT PLANT. MOTION CARRIED. 6 AYES. 1 MEMBER ABSENT (HENKE).

Board member Henke arrived at the meeting at this time.

GENERAL ELECTRIC COMPANY PRETREATMENT PERMIT RENEWAL:

EHRENMAN MOVED AND WHITE SECONDED THE MOTION TO APPROVE THE GENERAL ELECTRIC COMPANY PRETREATMENT PERMIT RENEWAL. MOTION CARRIED. 7 AYES.

CONNECTION FEES FOR REGESTER PROJECT:

Assistant City Attorney Renfrow presented Board members with a resolution regarding fees for this project. (A copy of the resolution is attached to the minutes.) Ms. Renfrow explained that Utilities Service Board did not approve waiving the connection fees for this project. Instead, the Board approved deferring the payment until the project is completed. CBU staff members believe that it would be preferable to have the developer's contractor do the work in order to reduce the number of people working in the area. The resolution approves permitting the

developer to pay the fees for this project on an “in-kind” basis by providing construction services for infrastructure improvements to be made in the vicinity of the project. These improvements will be at least equal in value to the total fees that would otherwise have been paid the Developer for the project.

WHITE MOVED AND POWELL SECONDED THE MOTION TO APPROVE THE CITY OF BLOOMINGTON UTILITIES SERVICE BOARD RESOLUTION REGARDING THE CONNECTION FEES FOR THE REGESTER PROJECT. MOTION CARRIED. 7 AYES.

PRELIMINARY ENGINEERING REPORT – BLACK & VEATCH – MONROE WATER TREATMENT PLANT IMPROVEMENTS:

Assistant Director Bengtson showed a PowerPoint presentation that was made by Donnie Ginn, a Black & Veatch representative, at the public hearing on January 7, 2003. (A copy of this presentation is attached to the minutes.) Mr. Bengtson explained that the Board was being asked to approve two resolutions in connection with the preliminary engineering report – a PER Acceptance Resolution and a Signatory Authorization Resolution. (A copy of each resolution is attached to the minutes.)

PER Acceptance Resolution –

WHITE MOVED AND EHMAN SECONDED THE MOTION TO APPROVE THE PER ACCEPTANCE RESOLUTION. MOTION CARRIED. 7 AYES.

Signatory Authorization Resolution –

WHITE MOVED AND EHMAN SECONDED THE MOTION TO APPROVE THE SIGNATORY AUTHORIZATION RESOLUTION. MOTION CARRIED. 7 AYES.

OLD BUSINESS:

No old business was presented.

NEW BUSINESS:

No new business was presented.

SUBCOMMITTEE REPORTS:

No subcommittee reports were presented.

STAFF REPORTS:

Tom Staley –

Assistant Director Staley gave an update on the work that was completed by the Transmission & Distribution Department during the last 30 days. Mr. Staley stated that he would give monthly reports to the Board.

John Langley –

Assistant Director Langley distributed copies of the annual report prepared by the Labor Management Committee. (A copy of the report is attached to the minutes.) Mr. Langley feels that this Committee has been highly successful since it was formed.

PETITIONS AND COMMUNICATIONS:

Mark Brennan, attorney at law, presented Board members with a copy of a Formal Notice of Complaint Pursuant to 170 IAC 6-1-17 and related provision of IC 8-1-2. (A copy of the Notice is attached to the minutes.) Mr. Brennan explained that this was concerning the \$20.00 fee added to bills when a past-due sewer account is turned over to the Legal Department for collection. Mr. Brennan stated that he does not feel that \$20.00 per month, or \$240.00 per year, is an acceptable amount. Mr. Brennan asked that the fee be rescinded before it is presented to the Indiana Utilities Regulatory Commission. Mr. Brennan further asked that a public hearing be scheduled to discuss this fee.

Assistant City Attorney Renfrow stated that only the water utility is regulated by the IURC and that since the matter is for sewer accounts, it would not be regulated by the IURC. Ms. Renfrow also stated that the \$20.00 is a one-time only fee and is not a monthly charge. Ms. Renfrow further stated that the fee is allowable under State statutes. The City of Bloomington Legal Department will handle this matter for the Utilities Department.

ADJOURNMENT:

The meeting was adjourned at 5:51 p.m.

L. Thomas Swafford, President